

P-666/CT-93-1074 ORDER REVOKING CERTIFICATES OF AUTHORITY AND
DIRECTING COMPLIANCE

BEFORE THE MINNESOTA PUBLIC UTILITIES COMMISSION

Don Storm
Tom Burton
Marshall Johnson
Cynthia A. Kitlinski
Dee Knaak

Chair
Commissioner
Commissioner
Commissioner
Commissioner

To: Parties Listed on
Attachment A to the
Department of Public Service
Report of Investigation and
Recommendation in Docket
No. P-666/CT-93-1074

ISSUE DATE: January 6, 1994

DOCKET NO. P-666/CT-93-1074

ORDER REVOKING CERTIFICATES OF
AUTHORITY AND DIRECTING
COMPLIANCE

and

All Minnesota Local
Exchange Carriers

In the Matter of the Revocation
of Certificates of Authority to
Provide Pay Telephone Service
Within the State of Minnesota

PROCEDURAL HISTORY

On November 15, 1993, the Minnesota Department of Public Service (the Department) filed its Report of Investigation and Recommendation in this matter. The Department recommended that the Commission revoke the certificates of seventy-two (72) companies listed on Attachment A to its report.

Prior to the Commission's December 14, 1993 Capsules Meeting, nine of the 72 companies listed on the Department's Attachment A contacted the Commission objecting to the Department's recommendation with respect to themselves. The nine companies assured the Commission that they would promptly bring their filings and operation into compliance with the regulations cited in the Department's report and maintain compliance in the future. Those companies were: AWM Enterprises, Inc.; Borns Dutch Bar; Cannonball Auto Truck Plaza; Dennis Jon, US Payphone Company; J.D. Hoyt's; Minneapolis-Richfield American Legion 435; Nokomis Lanes; and S&N Foods.

On December 14, 1993, the Commission considered this matter and passed a motion to revoke the certificates of authority for all those listed on the Attachment to Department's report except the nine previously cited companies who had assured prompt and continuing compliance. With respect to these nine companies, the Commission decided to allow them an additional opportunity to meet the regulatory requirements.

Subsequently, two additional companies listed on the Department's Attachment A contacted the Commission: Telecoin Comm Ltd. and St. Mary's Hospital. The two companies requested reconsideration of the December 15, 1993 action with respect to themselves and

assured that they would bring their filings and operation into compliance with the regulations cited in the Department's report and maintain compliance in the future.

On December 21, 1993, the Commission reconsidered its December 14, 1993 motion in this matter and agreed to allow Telecoin Comm Ltd. and St. Mary's Hospital to retain their coin telephone authority to allow them an additional opportunity to meet regulatory requirements.

ORDER

1. The Certificates of Authority to provide pay telephone service in the State of Minnesota currently held by all companies listed on Attachment A to the Department of Public Service Report of Investigation and Recommendation in this matter are hereby revoked, with the exception of the following eleven companies: AWM Enterprises, Inc.; Borns Dutch Bar; Cannonball Auto Truck Plaza; Dennis Jon, US Payphone Company; J.D. Hoyt's; Minneapolis-Richfield American Legion 435; Nokomis Lanes; S&N Foods; Telecoin Comm Ltd.; and St. Mary's Hospital. A copy of that list is attached to and incorporated into this Order.
2. The eleven companies who are on the Department's list (Attachment A) but who are excepted from this revocation Order (AWM Enterprises, Inc., Borns Dutch Bar, Cannonball Auto Truck Plaza, Dennis Jon/US Payph

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3. If the Department finds that any of the companies listed in Ordering Paragraph 2 has not complied with this Order within a reasonable time following the issuance of this Order or fails to maintain compliance with the cited regulations, the Department shall recommend appropriate action.
4. Local exchange carriers (LECs) serving the companies whose certificates have been revoked in this Order shall proceed expeditiously to disconnect customer-owned pay telephone service provided to these companies.
5. This Order shall become effective immediately.

BY ORDER OF THE COMMISSION

Burl W. Haar
Executive Secretary

(S E A L)